THE HON'BLE SRI. JUSTICE GODA RAGHURAM

W.P.No. 5072 of 2006

16-03-2006

Between:-

A.D. Suryaprabha

Petitioner

And

The Joint Collector, Ananthapur, Anantapur district and two others.

Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 5072 of 2006

Oral order:

The writ petition as framed and in the context of the specific relief sought is misconceived. The petitioner is a fair price shop dealer. She is a temporary authorizee of fair price shop No.8, Kambapalem village, Kothacheruvu mandal, Anantapur district. Her temporary authorization was suspended, pending inquiry, by the order of the 2nd respondent dated 23-01-2006. The petitioner preferred an appeal there against before the 1st respondent, on 21-02-2006. The appeal was taken on file by the 1st respondent and posted for hearing to 25-02-2006 and adjourned thereafter to another date. Despite preferring the appeal, the petitioner has filed this writ petition assailing the order of the suspension dated 23-01-2006 of the 2nd respondent.

The petitioner cannot be permitted to pursue parallel remedies, one before the 1st respondent and one before this court. As she has chosen the appellate remedy, she is barred from seeking judicial review. There is not yet a cause for complaint that her appeal dated 21-02-2006 has not yet been disposed of. There is no substance for the apprehension that the 1st respondent will not expeditiously dispose of the appeal.

For the aforesaid reasons, the writ petition is dismissed. The 1st respondent may consider expeditious disposal of the appeal of the petitioner. No costs.

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GODA RAGHURAM, J

Dated:16-03-2006

Pvks/*